

**MEMO ENDORSED**

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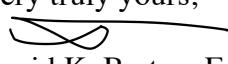
**Via ECF**

Hon. Valerie E. Caproni, United States District Judge  
Southern District of New York  
40 Foley Square  
New York, NY 10007

Re: USA v. Kareem Lanier  
Docket No. 15-cr-537 (VEC)

Dear Judge Caproni:

I represent Mr. Lanier in his petition pursuant to 28 USC § 2255. As the Court recalls, I was assigned to represent Mr. Lanier in June of 2020. Shortly after my assignment, the Government requested that the Court hold the matter in abeyance pending the *En Banc* hearing of *USA v. Scott*, 18-163. Since then, the Second Circuit decided that case. I have discussed the *Scott* decision with Mr. Lanier, and he has asked me to withdraw his § 2255 petition. I have spoken with the Government, and they have no objection to the petition being withdrawn.

Very truly yours,  
  
David K. Bertan, Esq.

cc: AUSA Samson Enzer (via ECF)

Application GRANTED. Mr. Lanier's § 2255 petition is dismissed. The Clerk of Court is directed to close the open motion at docket entry 1294.

SO ORDERED.



4/27/2021

HON. VALERIE CAPRONI  
UNITED STATES DISTRICT JUDGE